

## Exhibit B

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

HOBART CORPORATION, et al.,	:	
Plaintiffs,	:	
vs.	:	CASE NO. 3:10cv195
WASTE MANAGEMENT OF OHIO, INC.,	:	JUDGE WALTER H. RICE
et al.,	:	
Defendants.	:	

**CARGILL, INCORPORATED'S PARTIAL RESPONSE TO PLAINTIFFS' FIRST SET  
OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS  
PROPOUNDED UPON DEFENDANT CARGILL, INCORPORATED**

Defendant Cargill, Incorporated ("Cargill"), pursuant to the Federal Rules of Civil Procedure and agreement of counsel, hereby partially responds to Plaintiffs' First Set Of Interrogatories And Requests For Production Of Documents Propounded Upon Defendant Cargill, Incorporated.

**PRELIMINARY STATEMENT AND RESERVATION**

Pursuant to discussion and agreement among counsel for the parties, only Interrogatory 1 is being answered at this time. Cargill reserves all rights, including the right to object to and/or to ask for judicial relief with respect to, the other interrogatories and/or requests for the production of documents included within Plaintiffs' First Set Of Interrogatories And Requests For Production Of Documents Propounded Upon Defendant Cargill, Incorporated.

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**INTERROGATORY NO. 1 RESPONSE**

**INTERROGATORY NO. 1:** Identify each of Your Dayton Area Facilities, including for each facility (a) the name and address, (b) the time period(s) of Your ownership, leasing or operation of the facility, and (c) the business operation(s) conducted there.

**ANSWER:**

- (a) Cargill's sole "Dayton Area Facility," as defined, is a corn processing facility (the "Corn Mill") located at 3201 Needmore Road, Dayton, Ohio.
- (b) Cargill's ownership of the Corn Mill property began prior to April 24, 1973, and continues to the present. The Corn Mill was constructed on former farm land and began initial operation on April 24, 1973. The high fructose corn syrup portion of the Corn Mill was operated by Cargill under a joint venture arrangement from some time after the opening of the Corn Mill until approximately 1980, when Cargill became the sole operator. Production continues through this time.
- (c) The Corn Mill accepts #2 yellow corn, and through a series of milling, separation and treatment operations produces feed, corn syrup, high fructose corn syrup and other corn products.

/s/ Jack A. Van Kley  
 Jack A. Van Kley, Trial Attorney  
 Van Kley & Walker, LLC  
 132 Northwoods Blvd., Suite C-1  
 Columbus, Ohio 43235

and

Mark Erzen  
 Mark D. Erzen, P.C.  
 321 North Clark Street, Fifth Floor  
 Chicago, Illinois 60654  
 COUNSEL FOR DEFENDANT CARGILL, INCORPORATED

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## VERIFICATION

STATE OF MINNESOTA )  
COUNTY OF HENNEPIN )

Bart Eddy, being first duly sworn, states that I have read the foregoing "CARGILL, INCORPORATED'S PARTIAL RESPONSE TO PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS PROPOUNDED UPON DEFENDANT CARGILL, INCORPORATED." This response is based upon information that has been compiled by employees and others affiliated with Cargill, Incorporated, and from a review of files and records. Subject to the limitations set forth above, I am informed and believe that the information contained in the foregoing Response is true and correct, and on that ground state that the information contained herein is true and correct to the best of my knowledge, information, and belief.

Cargill, Incorporated

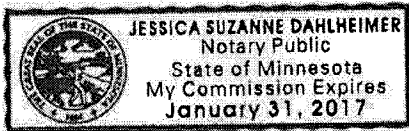
By: Bart Eddy

Printed Name: Bart Eddy

Title: AVP - Engineering, Cargill Corn Milling North America

SWORN TO BEFORE ME and subscribed in my presence this 9<sup>th</sup> day of September, 2011.

[Signature]  
Notary Public



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**CERTIFICATE OF SERVICE**

On this 9<sup>th</sup> day of September, 2011, a copy of **CARGILL, INCORPORATED'S PARTIAL RESPONSE TO PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS PROPOUNDED UPON DEFENDANT CARGILL, INCORPORATED** was sent by electronic mail to:

<p>Michael A Cyphert  Leslie G. Wolfe  Walter &amp; Haverfield LLP  The Tower at Erieview  1301 East Ninth Street, Suite 3500  Cleveland, Ohio 44113-2253  MAC: 216-928-2897  mcyphert@walterhav.com  LGW: 216-928-2927  lwolfe@walterhav.com  Fax: 216-575-0911</p> <p>COUNSEL FOR PLAINTIFFS HOBART CORPORATION, KELSEY-HAYES COMPANY AND NCR CORPORATION</p>	<p>John Paul Brody  Kegler Brown Hill &amp; Ritter  65 East State Street  Suite 1800  Columbus, Ohio 43215-4294  614-462-5400  jbrody@keglerbrown.com  Fax: 614-462-5456</p> <p>William Harbeck  Quarles &amp; Brady LLP  411 East Wisconsin Avenue  Milwaukee, Wisconsin 53202</p> <p>414-277-5853  william.harbeck@quarles.com  Fax: 414-978-8853</p> <p>COUNSEL FOR WASTE MANAGEMENT OF OHIO, INC.</p>
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/s/ Mark Erzen